(iv) in section 43 of the said Act,—

(*a*) in sub-section (3), for the words and figures "under the Madras Rent Recovery Act, 1865" the words "under any law for the time being in force" shall be substituted; and

(*b*) in sub-section (4), for the words "Code of Civil Procedure" the words "Agency Rules" shall be substituted;

(v) in section 45 of the said Act,—

(*a*) in sub-section (2), for the words "the Code of Civil Procedure" the words "the Agency Rules or any other law for the time being in force" shall be substituted; and

(*b*) in sub-section (3), the words and figures "including the powers of the civil court under sections 294 and 312 of the Code of Civil Procedure" shall be omitted and for the words "under the Code of Civil Procedure or other law" the words "under any law" shall be substituted;

(vi) in section 47 of the said Act, for the words and figures "sections 321, 322, 322-A, 322-B, 322-C, 322-D, 323, 324, 324-A, 325, 325-A, 325-C of the Code of Civil Procedure" the words and figures "rules 1 to 11 and 13 of the Third Schedule to the Code of Civil Procedure, 1908" shall be substituted; and

(vii) in section 53 of the said Act—

(*a*) in sub-section (1), for the words and figures "section 527 of the Code of Civil Procedure" the words and figures "rule 1 of Order XXXVI of the First Schedule to the Code of Civil Procedure, 1908" shall be substituted; and

(*b*) in sub-section (3), for the words and figures, "Chapter XXXVIII of the Code of Civil Procedure" the words and figures "Order XXXVI of the First Schedule to the Code of Civil Procedure, 1908" shall be substituted.

MADRAS REGULATION No. VI OF 1940.

[THE MADRAS (PARTIALLY EXCLUDED AREAS) GUARDIANS AND WARDS REGULATION, 1940.]

[*12th November 1940.*]

A Regulation to extend the provisions of the Guardians and Wards Act, 1890, with certain modifications to the portions of the partially excluded areas in the Province of Madras in which they are not in force.

WHEREAS it is expedient to extend the provisions of the Guardians and Wards Act, 1890, with certain modifications to Central Act VIII of 1890.

the portions of the partially excluded areas in the Province of Madras in which they are not in force; It is hereby enacted as follows :—

Short title and extent.

1. (1) This Regulation may be called the Madras (Partially Excluded Areas) Guardians and Wards Regulation, 1940.

Central Act VIII of 1890.

(2) It extends to the portions of the [1][Scheduled Areas in the East Godavari, West Godavari and Visakhapatnam districts] in which the provisions of the Guardians and Wards Act, 1890, are not in force.

Central Act VIII of 1890.

Extension of sections 3 to 51 of Act VIII of 1890 to certain portions of the Scheduled Areas with certain modifications.

2. Sections 3 to 51 of the Guardians and Wards Act, 1890 (hereinafter referred to as the said Act), shall apply to the portions of the [1][Scheduled Areas to which this Regulation extends] in which they are not in force subject to the following modifications, namely :—

(i) in section 4 of the said Act,—

(*a*) in clause (4), after the words "Code of Civil Procedure" the figures "1908" shall be inserted;

(*b*) in clause (7), for the words and figures "Code of Criminal Procedure, 1882" the words and figures "Code of Criminal Procedure, 1898" shall be substituted and the word "and" occurring at the end shall be omitted; and

(*c*) after clause (8) the following word and clause shall be added, namely :—

"and

(9) 'Agency Rules' means the rules made under section 6 of the Scheduled Districts Act, 1874, for the administration of the Agency tracts of the [2][State] of Madras and for the regulation of the procedure of the officers appointed to administer them as amended by Regulations made under sub-section (2) of section 92 of the Government of India Act, 1935, [3][or under sub-paragraph (2) of paragraph 5 of the Fifth Schedule to the Constitution]";

(ii) in sub-section (1) of section 10 of the said Act, after the words "Code of Civil Procedure" the figures "1908" shall be inserted;

(iii) in clause (*a*) of sub-section (1) of section 11 of the said Act, for the words "Code of Civil Procedure" the words "Agency Rules" shall be substituted;

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[1] These words were substituted for the words "partially excluded areas in the Province of Madras" by the Adaptation (Amendment) Order of 1950.

[2] This word was substituted for the word "Province" by the Adaptation Order of 1950.

[3] These words and figures were added by the Adaptation (Amendment) Order of 1950.

(iv) in sub-section (2) of section 25 of the said Act, for the words and figures "section 100 of the Code of Criminal Procedure, 1882" the words and figures "section 100 of the Code of Criminal Procedure, 1898" shall be substituted;

(v) in sub-section (2) of section 36 of the said Act, for the words and figures "section 440 of the Code of Civil Procedure as amended by this Act" the words and figures "rule 20 of the Agency Rules" shall be substituted;

(vi) in sub-section (4) of section 43 of the said Act, for the words and figures "under section 492 or section 493 of the Code of Civil Procedure" the words and figures "under rule 1 or rule 2 of Order XXXIX of the First Schedule to the Code of Civil Procedure, 1908" shall be substituted;

(vii) in sub-section (2) of section 46 of the said Act, after the words "Code of Civil Procedure" the figures "1908" shall be added; and

(viii) in section 48 of the said Act, for the words and figures "section 622 of the Code of Civil Procedure" the words and figures "section 115 of the Code of Civil Procedure, 1908" shall be substituted.

Repeals.

3. The enactments mentioned in the Schedule as they stood on the first day of July 1890 are hereby repealed to the extent specified in the third column thereof.

THE SCHEDULE.

Enactments Repealed.

[*See* section 3.]

Number and year.	Title or subject.	Extent of repeal.
	Central Acts.	
XIV of 1858 ..	Minors (Madras)	The whole.
IX of 1861 ..	Minors	The whole.
VII of 1870 ..	Court-fees Act, 1870 ..	Section 19-H, and article 10 of Schedule I.
XIII of 1874.	European British Minors Act, 1874.	The whole.
XV of 1874 ..	Laws Local Extent Act, 1874.	So far as it relates to any enactment replaced by the Guardians and Wards Act, 1890.
XIV of 1882 ..	Code of Civil Procedure ..	The second paragraph of section 443.
	Madras Regulation.	
X of 1831 ..	Minors' Estates	Section 3.